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E-FILED on December 12, 2006

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Attorneys for Debtors and Debtors-in-Possession

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:
USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

Case No. BK-S-06-10725 LBR
Case No. BK-S-06-10726 LBR
Case No. BK-S-06-10727 LBR
Case No. BK-S-06-10728 LBR
Case No. BK-S-06-10729 LBR

In re:
USA CAPITAL REALTY ADVISORS, LLC,
Debtor.

Chapter 11

In re:
USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC,

Jointly Administered Under
Case No. BK-S-06-10725 LBR

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,
Debtor.

**NOTICE OF HEARING ON USA
COMMERCIAL MORTGAGE
COMPANY'S OBJECTION TO
PROOF OF CLAIM NO. 1660 FILED
BY ROBERT J. AND RUTH ANN
KEHL**

In re:
USA SECURITIES, LLC,
Debtor.

Hearing Date: January 17, 2007
Hearing Time: 9:30 a.m.

Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Securities, LLC
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC

1 NOTICE IS HEREBY GIVEN that USA Commercial Mortgage Company ("USACM"), by
 2 and through its counsel, has filed an Objection To Proof of Claim No. 1660 Filed By Robert J.
 3 And Ruth Ann Kehl (the "Objection"). The Objection respectfully requests that the Court enter an
 4 order sustaining its Objection and disallowing Claim No. 1660 Filed By Robert J. And Ruth Ann
 5 Kehl in its entirety because the Claim is not enforceable against USACM and is not *prima facie*
 6 evidence of amount or validity of the Claim under Bankruptcy Rule 3001.

7 Any Opposition must be filed pursuant to Local Rule 9014(d)(1).

8 Local Rule 9014(d)(1): "Oppositions to a motion must be filed and
 9 service must be completed on the movant no later than fifteen (15)
 10 days after the motion is served except as provided by LR 3007(b)
 11 and LR 9006. If the hearing has been set on less than fifteen (15)
 12 days' notice, the opposition must be filed no later than five (5)
 13 business days before the hearing, unless the court orders otherwise.
 14 The opposition must set forth all relevant facts and any relevant
 15 legal authority. An opposition must be supported by affidavits or
 16 declarations that conform to the provisions of subsection (c) of this
 17 rule."

18 If you object to the relief requested, you *must* file a WRITTEN response to this
 19 pleading with the court. You *must* also serve your written response on the person who sent
 20 you this notice.

21 If you do not file a written response with the court, or if you do not serve your written
 22 response on the person who sent you this notice, then:

- 23 • The court may *refuse to allow you to speak* at the scheduled hearing; and
- 24 • The court may *rule against you* without formally calling the matter at the hearing.

25 A copy of the Objection may be obtained by accessing BMC Group, Inc.'s website at
 26 www.bmcgroup.com/usacmc, by accessing PACER through the United States Bankruptcy Court
 27 website for Nevada at www.nvb.uscourts.gov, by contacting BMC Group at telephone: (888) 909-
 0100, or by contacting the office of the Debtor's counsel, Schwartzer & McPherson Law Firm,
 telephone: (702) 228-7590 or fax: (702) 892-0122.

28 NOTICE IS FURTHER GIVEN that the hearing on the Objection may be continued

1 without further notice.

2 NOTICE IS FURTHER GIVEN that the hearing on the Objection will be held before a
3 United States Bankruptcy Judge, in the Foley Federal Building, 300 Las Vegas Boulevard South,
4 3rd Floor, Las Vegas, Nevada on January 17, 2007 at 9:30 a.m.

5 Respectfully submitted this 15th day of December, 2006.

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/s/ Jeanette E. McPherson

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